

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

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MAGTEN ASSET MANAGEMENT CORP. and LAW DEBENTURE TRUST COMPANY OF NEW YORK,	)	
	)	
	)	C.A. No. 04-1494-JJF
Plaintiffs,	)	
	)	
v.	)	
	)	
NORTHWESTERN CORPORATION,	)	
	)	
Defendants.	)	
	)	

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MAGTEN ASSET MANAGEMENT CORPORATION,	)	
	)	
	)	
Plaintiff,	)	C.A. No. 05-499-JJF
	)	
v.	)	
	)	
MICHAEL J. HANSON and ERNIE J. KINDT,	)	
	)	
	)	
Defendants.	)	
	)	

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**MOTION IN LIMINE OF DEFENDANTS MICHAEL J. HANSON  
AND ERNIE J. KINDT TO STRIKE AND EXCLUDE EXPERT WITNESSES**

Defendants Michael J. Hanson (“Hanson”) and Ernie J. Kindt (“Kindt”), by and through their counsel of record, hereby respectfully request this Court to Strike and Exclude Expert Witnesses for the reasons more fully set forth in its Motion *In Limine* To Strike And Exclude Expert Witnesses filed contemporaneously herewith and expressly incorporated herein by reference.

Pursuant to District Court Rule 7.1.1, counsel for Hanson and Kindt have made a reasonable effort to reach agreement with counsel for Magten on the matters set forth in the Motion *in Limine* to Strike and Exclude Expert Witnesses. Counsel for Hanson and Kindt

contacted counsel for Magten and counsel indicated opposition to the Motion *In Limine* to Strike and Exclude Expert Witness.

Dated: January 10, 2008

EDWARDS ANGELL PALMER & DODGE LLP

*Denise Seastone Kraft*

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LAW DEBENTURE TRUST COMPANY OF )  
NEW YORK, ) C.A. No. 04-1494-JJF  
Plaintiffs, )  
v. )  
NORTHWESTERN CORPORATION, )  
Defendants. )

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MAGTEN ASSET MANAGEMENT )  
CORPORATION, )  
Plaintiff, ) C.A. No. 05-499-JJF  
v. )  
MICHAEL J. HANSON and ERNIE J. KINDT, )  
Defendants. )

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**ORDER**

IT IS HEREBY ORDERED this \_\_\_\_ day of January, 2008 that Defendants' Motion *In Limine* To Strike And Exclude Expert Witnesses is GRANTED.

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Honorable Joseph J. Farnan, Jr.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on January 10, 2008, the attached **MOTION IN LIMINE OF DEFENDANTS MICHAEL J. HANSON AND ERNIE J. KINTD TO STRIKE AND EXCLUDE EXPERT WITNESSES** was electronically filed with the Clerk of the Court using its CM/ECF system, which will send notification of such filing(s) to the following counsel of record:

Victoria Watson Counihan, Esquire  
Greenberg Traurig, LLP

Dale R. Dube, Esquire  
Blank Rome LLP

Kathleen M. Miller, Esquire  
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In addition, the undersigned forwarded a copy of same in the manner indicated below to:

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